

**In the United States District Court  
For the Southern District of Georgia  
Waycross Division**

FILED  
U.S. DISTRICT COURT  
BRUNSWICK DIV.

2017 DEC -5 P 12:04

CLERK *D Taylor*

ANTHONY WILTON SIMMS,

Petitioner,

v.

TRACY JOHNS,

Respondent.

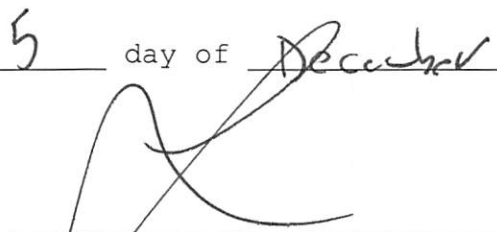
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CIVIL ACTION NO.: 5:17-cv-6

**ORDER**

After an independent and *de novo* review of the entire record, the undersigned concurs with the Magistrate Judge's Report and Recommendation, dkt. no. 11, to which Petitioner Anthony Simms ("Simms") failed to file Objections. Accordingly, the Court **ADOPTS** the Magistrate Judge's Report and Recommendation as the opinion of the Court. The Court **DISMISSES without prejudice** Simms' 28 U.S.C. § 2241 Petition, **DENIES** Simms *in forma pauperis* status on appeal, and **DIRECTS** the Clerk of Court to **CLOSE** this case and to enter the appropriate judgment of dismissal.

SO ORDERED, this 5 day of December, 2017.

  
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HON. LISA GODBEY WOOD, JUDGE  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA